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Name:

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12/21/05  
Natacha Cordes  
Melish Ouedj  
Clifford Chance US LLP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No : 10/825,766  
Applicant : David M. Binder et al.  
Filed : April 16, 2004  
Title : FLEXIBLE SUPPORT FOR GEL WRAPS

TC/A.U. : 3761  
Examiner : Keshia L. Gibson  
Confirmation No. : 8796

Docket No. : 7226-208  
Customer No. : 27383

**RECEIVED  
OIP/IAP**

**JAN 12 2006**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Statement Requesting the Deletion of the Name of an Inventor under § 1.63 (d)(2)**

Sir:

The present application is a divisional of U.S. Appl. No. 09/931,974 (our docket no. 7226-200), which is now issued U.S. patent 6,963,019. A Correction of Inventorship request under 37C.F.R. 1.48(a) was filed in the parent application of the present application on May 14, 2004 to remove William H. Kimball as an inventor. While the USPTO did not confirm the receipt or granting of this request, we have been able to assess through the PAIR system, that the request was received, and that the publication of the issued patent shows the actual inventors: David M. Binder, Edward C. Leicht, and William J. Binder.

When the present application was filed, William H. Kimball was not listed as an inventor on the application cover page, nor on the transmittal sheet, and a copy of the oath originally filed in the parent application was filed pursuant to §163(d)(1)(ii). We assume that because the original oath listed William H. Kimball as an inventor, and an additional statement requesting his removal as an inventor was not submitted at the time of filing, pursuant to §163(d)(2), he is now incorrectly listed as an inventor in the present application.

It is now respectfully submitted that the inventorship of the above-identified patent application be corrected by deleting the undersigned William H. Kimball as an inventor. The remaining inventors are:

David M. Binder  
Edward C. Leicht  
William J. Binder

Please find enclosed a copy of the Correction of Inventorship request under 37C.F.R. 1.48(a) filed in the parent application.

The Commissioner is hereby authorized to charge payment of any fees required in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 50-0521.

Date:

12/21/05

Respectfully submitted,

  
Isabel Cantalops

Registration No. 57,710

Customer No. 27383  
Telephone: (212) 895-1376

COPY OF THE CHANGE OF INVENTORSHIP REQUEST FILED IN THE PARENT  
APPLICATION US SERIAL No. 09/931,974 (OUR DOCKET No. 7226-200), NOW ISSUED  
US PATENT 6,963,019



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5-14-04  
Lisa M. Davis  
Lisa M. Davis  
Clifford Chance US LLP

Docket No. 7226-200

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Binder et al.

Filed: August 17, 2001

Group Art Unit: 3761

Serial No: 09/931,974

Examiner: Linh T. Truong

For: FLEXIBLE SUPPORT FOR GEL WRAPS

**TRANSMITTAL LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the Correction of Inventorship Under 37C.F.R. 1.48(a) (copy enclosed), please find enclosed the executed Statement Under 37 C.F.R 1.48(a) along with Exhibit 1.

The Commissioner is hereby authorized to charge payment of any fees required in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 50-0521.

Respectfully submitted,

Date: May 14, 2004

Margaret B. Kelley  
Margaret B. Kelley  
Reg. No. 29,181

Clifford Chance US LLP  
200 Park Avenue  
New York, NY 10166-0153  
Telephone: (212) 878-3145



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Date:

Name:

Signature:

May 14, 2004  
Lisa M. Davis  
Clifford Chance US LLP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No : 09/931,974  
Applicant : David M. Binder et al.  
Filed : August 17, 2001  
Title : Flexible Support For Gel Wraps

TC/A.U. : 3761  
Examiner : Linh T. Truong

Docket No. : 7226-200  
Confirmation No. : 5408

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Correction of Inventorship Under 37C.F.R. 1.48(a)**

Sir:

Please correct the inventorship of the above-identified patent application by deleting the undersigned William H. Kimball as an inventor. The remaining inventors are:

David M. Binder  
Edward C. Leicht  
William J. Binder

The error in inventorship occurred without deceptive intention on my part.

A copy of the Declaration executed by David M. Binder on December 5, 2001, by Edward C. Leicht on December 7, 2001, by William J. Binder on November 10, 2001, and by me on November 10, 2001 is attached as Exhibit 1.

Date: May 8, 2004

William H. Kimball  
William H. Kimball

Docket No. 7226-200

DECLARATION AND POWER OF ATTORNEY

As below named inventors, We hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FLEXIBLE SUPPORT FOR GEL WRAPS

the specification of which (check one) is:

☐ attached hereto☒ was filed on August 17, 2001as Application Serial No. 09/931,974

and amended on \_\_\_\_\_ (if applicable).

☐ was described and claimed in PCT Application No.

filed on \_\_\_\_\_ and amended under Article 19 on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulation, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

<u>Serial Number</u>	<u>Country</u>	<u>Filing Date</u>	<u>Priority Claimed</u> <u>(Y/N)</u>
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I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Serial Number</u>	<u>Filing Date</u>	<u>Status</u>
60/226,602	8/21/00	expired



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint:

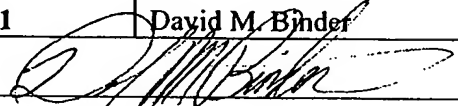
John E. Kidd	Reg. No. 19,916	Gerard P. Norton	Reg. No. 36,621
Victor Siber	Reg. No. 25,149	John T. Johnson	Reg. No. 37,363
Margaret B. Kelley	Reg. No. 29,181	Frank C. Cimino	Reg. No. 39,945
Philip E. Roux	Reg. No. 31,295	Nada Jain	Reg. No. 41,431
Michael J. Pantuliano	Reg. No. 18,971	Mitchell S. Feller	Reg. No. 42,530
Joseph P. Kincart	Reg. No. 43,716	David F. Ries	Reg. No. 43,046
James V. Mahon	Reg. No. 41,966	Ira J. Schaefer	Reg. No. 26,802
Joseph Levi	Reg. No. 41,152	Steven J. Lever	Reg. No. 46,871
Victor J. Geraci	Reg. No. 38,157	Drew M. Wintringham	Reg. No. 31,894
C. Joseph Laughon, II	Reg. No. 31,389	Ernest Yakob	Reg. No. 45,893
Leora Ben-Ami	Reg. No. 32,455	Russell DeClerck	Reg. No. 46,364
Robert D. Schaffer	Reg. No. 33,775	Mark Rueh	Reg. No. 43,896
Michael M. O'Shea	Reg. No. 35,631	Neer Gupta	Reg. No. 40,628
Joel N. Bock	Reg. No. 36,456		
Charles S. Kwalwasser	Reg. No. 47,728		

all of the firm of Clifford Chance Rogers & Wells LLP, 200 Park Avenue, New York, New York 10166-0153, my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Address all communications to:

Russell DeClerck, Esq.  
Clifford Chance Rogers & Wells LLP  
200 Park Avenue, New York, NY 10166  
(212) 878-3446

Wherefore I request that Letters Patent be granted to me for the invention or discovery described and claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification and claims, declaration, power of attorney, and this petition.

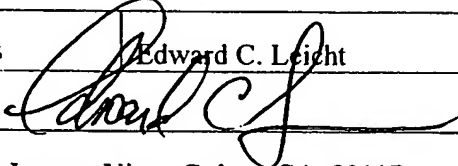
Full name of inventor # 1	David M. Binder		
Inventor's signature		Date	12-5-01
Residence	1928 Hickory Ridge Road, Richmond, VA 23233		
Citizenship	United States of America		
Post Office Address	1928 Hickory Ridge Road, Richmond, VA 23233		

<b>Full name of inventor # 2</b>		William H. Kimball	
<b>Inventor's signature</b>	<i>WH Kimball</i>	<b>Date</b>	11 / 10 / 01
<b>Residence</b>	119 Lackland Court, Alamo, CA 94507		
<b>Citizenship</b>	United States of America		
<b>Post Office Address</b>	P.O. Box 950, Alamo, CA 94507		

<b>Full name of inventor # 3</b>		Edward C. Leicht	
<b>Inventor's signature</b>		<b>Date</b>	
<b>Residence</b>	443 Camino Laguna Vista, Goleta, CA 93117		
<b>Citizenship</b>	United States of America		
<b>Post Office Address</b>	443 Camino Laguna Vista, Goleta, CA 93117		

<b>Full name of inventor # 4</b>		William J. Binder	
<b>Inventor's signature</b>		<b>Date</b>	
<b>Residence</b>	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		
<b>Citizenship</b>	United States of America		
<b>Post Office Address</b>	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		

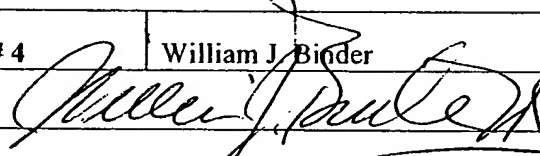
<b>Full name of inventor # 2</b>	William H. Kimball		
<b>Inventor's signature</b>		<b>Date</b>	
<b>Residence</b>	119 Lackland Court, Alamo, CA 94507		
<b>Citizenship</b>	United States of America		
<b>Post Office Address</b>	P.O. Box 950, Alamo, CA 94507		

<b>Full name of inventor # 3</b>	Edward C. Leight		
<b>Inventor's signature</b>		<b>Date</b>	12/7/2001
<b>Residence</b>	443 Camino Laguna Vista, Goleta, CA 93117		
<b>Citizenship</b>	United States of America		
<b>Post Office Address</b>	443 Camino Laguna Vista, Goleta, CA 93117		

<b>Full name of inventor # 4</b>	William J. Binder		
<b>Inventor's signature</b>		<b>Date</b>	
<b>Residence</b>	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		
<b>Citizenship</b>	United States of America		
<b>Post Office Address</b>	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		

<b>Full name of inventor # 2</b>		William H. Kimball	
<b>Inventor's signature</b>		<b>Date</b>	
<b>Residence</b>	119 Lackland Court, Alamo, CA 94507		
<b>Citizenship</b>	United States of America		
<b>Post Office Address</b>	P.O. Box 950, Alamo, CA 94507		

<b>Full name of inventor # 3</b>		Edward C. Leicht	
<b>Inventor's signature</b>		<b>Date</b>	
<b>Residence</b>	443 Camino Laguna Vista, Goleta, CA 93117		
<b>Citizenship</b>	United States of America		
<b>Post Office Address</b>	443 Camino Laguna Vista, Goleta, CA 93117		

<b>Full name of inventor # 4</b>		William J. Binder	
<b>Inventor's signature</b>		<b>Date</b>	11/10/01
<b>Residence</b>	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		
<b>Citizenship</b>	United States of America		
<b>Post Office Address</b>	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		



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6-10-04

Name:

Signature:

*[Signature]*

Clifford Chance US LLP

Docket No. 7226-200

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Binder et al.

Filed: August 17, 2001

Group Art Unit: 3761

Serial No: 09/931,974

Examiner: Linh T. Truong

For: FLEXIBLE SUPPORT FOR GEL WRAPS

**TRANSMITTAL LETTER**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the Correction of Inventorship Under 37C.F.R. 1.48(a) (copy enclosed), which was filed on May 14, 2004, please find enclosed a Consent of Assignee to Change Inventorship executed by the Assignee.

The Commissioner is hereby authorized to share payment of any fees required in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 50-0521.

Respectfully submitted,

Date:

June 10, 2004

*[Signature]*  
Margaret B. Kelley  
Reg. No. 29,181

Clifford Chance US LLP  
31 West 52<sup>nd</sup> Street  
New York, NY 10019-6131  
Telephone: 212-878-3145



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6-10-04  
Lisa Davis  
Lisa M. Davis  
Clifford Chance US LLP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No : 09/931,974  
Applicant : David M. Binder et al.  
Filed : August 17, 2001  
Title : Flexible Support For Gel Wraps

TC/A.U. : 3761  
Examiner : Linh T. Truong  
Docket No. : 7226-200  
Confirmation No. : 5408

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CONSENT OF ASSIGNEE TO CHANGE INVENTORSHIP**

Sir:

Gelzone, LLC, formerly Gelcro LLC, is the only existing assignee of the above-identified patent application by virtue of an Assignment executed by David M. Binder on April 1, 2002, William H. Kimball on December 8, 2001, Edward C. Leicht on March 11, 2002, and William J. Binder on November 10, 2001.

Gelzone, LLC hereby consents to the change in inventorship of the above-identified patent application from David M. Binder, William H. Kimball, Edward C. Leicht, and William J. Binder as co-inventors to David M. Binder, Edward C. Leicht, and William J. Binder as co-inventors.

Date: April 6, 2004

By

Steve Carlson

V.P. Strategic and Business Development

Gelcro, LLC

615 Hurlingham

San Mateo Park, CA 94402